

OCT 16 2008

JOHN F. CORCORAN, CLERK
BY: *[Signature]* DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ROBERT EDMUNDO ARMENDAREZ,)

Plaintiff,)

Civil Action No. 7:07CV00557

v.)

)

ABB, INC.,)

Defendant/Third-Party Plaintiff,)

FINAL ORDER

v.)

)

ATS SPECIALIZED, INC.,)

Third-Party Defendant.)

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that ABB's motion for summary judgment (Dkt. No. 8) and ATS's motion for summary judgment (Dkt. No. 19) will be **GRANTED**. These grants of summary judgment render **MOOT** ABB's third-party complaint against ATS.

The Clerk is directed to strike the case from the active docket of the Court, and send copies of this order and the accompanying memorandum opinion to all counsel of record.

ENTER: This 15th day of October, 2008.

James C. Turk

Senior United States District Judge